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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/844,915
Filing Date	April 27, 2001
First Named Inventor	Robbins
Group Art Unit	1632
Examiner Name	Chen, L.
Attorney Docket Number	AP32737 072396.0225

Total Number of Pages in This Submission

### ENCLOSURES (check all that apply)

- |  |   |  |
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| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition   | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Status Letter   |
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| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |   |  |

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

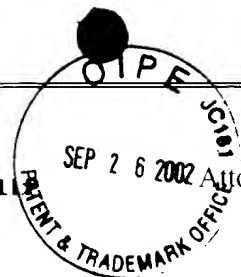
Firm or Individual name	BakerBotts LLP 30 Rockefeller Plaza New York, NY 10112	
Signature	<i>Carmella L. Stephens</i>	Att Name: Carmella L. Stephens PTO Reg: 41,328
Date	September 23, 2002	

### CERTIFICATE OF MAILING

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Typed or printed name	Carmella L. Stephens	
Signature	<i>Carmella L. Stephens</i>	Date: September 23, 2002

**BAKER BOTTS**



Attorney Docket Number: AP32737 072396.0225

Title:

THE USE OF TOLEROGENIC DENDRITIC CELLS FOR ENHANCING THE TOLEROGENICITY IN A HOST AND  
METHODS FOR MAKING THE SAME

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AP32737 072396.0225  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robbins et al.

Serial No.: 09/844,915

Examiner: Chen, L.

Filing Date: April 27, 2001

Group Art: 1632

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Title of Invention: THE USE OF TOLEROGENIC DENDRITIC CELLS FOR  
ENHANCING THE TOLEROGENICITY IN A HOST AND METHODS  
FOR MAKING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

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September 23, 2002

Date of Deposit

Carmella L. Stephens

Attorney Name

41,328

PTO Registration No.

*Carmella L. Stephens*

Signature

September 23, 2002

Date of Signature

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is in response to the Office Action dated August 23, 2002 in the above-  
identified application in which the Examiner issued a restriction requirement. The Examiner has  
placed the claims into two groups as follows:

Group I: Claims 1-34, 41-59, and 63-65 directed to (1) a tolerogenic dendritic cell  
comprising an oligodeoxyribonucleotide having one or more NF- $\kappa$ B binding sites, (2) a method  
of producing the dendritic cell, and (3) a kit for enhancing tolerogenicity in a host; and

Group II: Claims 35-40, 60-62, 66 and 67 directed to a method for treating diabetes in a mammalian host comprising administering to the host dendritic cells which comprise an oligodeoxyribonucleotide having at least one NF- $\kappa$ B binding site.

In response to the restriction requirement, Applicants elect to prosecute Claims 1-34, 41-59, and 63-65 of Group I, to be examined in this application without prejudice to the prosecution of the subject matter of non-elected claims in other patent applications.

Applicants believe that there is no fee due with the filing of this paper. However, if any fee is due, or if any overpayment has been made, in connection with the filing of this response, the Commissioner is authorized to charge any such fee or credit any overpayment, to our Deposit Account No. 02-4377. Duplicate copies of this sheet are enclosed.

Respectfully submitted,

Carmella L. Stephens

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